

another and I would think that this would be considered class legislation. I would like to bring this back to amend it so that there will be some consistency in the law, so that it deals with classes of cities as opposed to being discriminatory to those cities who have not had an opportunity to enact such legislation. Thank you.

PRESIDENT: The question is, shall the bill be returned for specific amendment. Record your vote. Record.

CLERK: 6 ayes, 21 nays on motion to return, Mr. President.

PRESIDENT: Motion fails. Do you have further motions?

CLERK: Yes, Mr. President, I move to return LB 372 to Select File for the purpose of striking the enacting clause and that is offered by Senator Koch. LB 372.

PRESIDENT: Senator Koch.

SENATOR KOCH: Mr. President and members of the body, this bill received a great deal of discussion and it is obvious that it has been amended to the point that it doesn't treat the state, again, with any degree of fairness. Even though I had a great deal to do with amending it, I must admit to you that it was an effort to water the bill down to such a point that hardly anyone would want to sustain it. I believe that the children of this state need a spokesman as much as anyone else, and if we allow 372 to become law, then we are saying that we believe that certain children should have certain minimal standards as it pertains to child care and others should be exempt from it. I think it is a weak excuse on the part of some who want to exempt certain people who take child care and receive pay for it and not expect some kind of standard, at least minimal, to protect the health and the physical well-being of a young child. It is interesting when you look at the record behind 372 that a certain few who wish to have this kind of law, but those who are engaged in child care and those who have empathy for children, who are recognized in terms of groups and organizations and associations concerned about youth, they are absolutely opposed to it. What we are doing here is we are placing into law a very special type of privilege for a very few individuals. If these individuals were not being paid for services rendered, that is something else but we discuss the issue "casual" and its meaning, and as I told you, it is defined in the dictionary over here as "by chance, accidental, precarious". I merely want the record to read that I was not one of those who could support consciously, morally or any other way the fact that we leave certain children in this state without certain kinds of standards for their health and well-being. The record is clear today that child abuse doesn't occur only in a home. It occurs at various kinds of places where children are kept and maintained while working mothers are employed. I believe that all those who seek to take care of children for a monetary reward should have a minimal standard under which they function and operate. If they do not choose to do this, then they should not be in the business of accepting pay for child care. I ask this body to return 372 to strike the enacting clause.

PRESIDENT: Senator Ralph Kelly.